UNITED STATES DISTRICT CO NORTHERN DISTRICT OF NEV	_	
LINDELL TOWNSEND-WHITE,		
-V-	Plaintiff,	1:16-CV-919 (DNH/CFH)
SOCIAL SECURITY ADMINISTRATION,		
APPEARANCES:	Defendant.	
LINDELL TOWNSEND-WHITE Plaintiff pro se		

DAVID N. HURD
United States District Judge

260 South Pearl Street Apartment Unit 1F Albany, NY 12207

DECISION and ORDER

Pro se plaintiff Lindell Townsend-White brought this action against the Social Security Administration pursuant to 42 U.S.C. § 1983. On October 5, 2016, the Honorable Christian F. Hummel, United States Magistrate Judge, advised by Report-Recommendation that plaintiff's complaint be read as brought pursuant to 42 U.S.C. § 405(g), and that the complaint be dismissed without prejudice and that plaintiff be permitted to file an amended complaint that demonstrates she exhausted her administrative remedies, or that there is a sufficient excuse for her failure to exhaust. Plaintiff submitted timely objections to the Report-Recommendation.

Based upon a de novo review of the portions of the Report-Recommendation to which plaintiff objected, the Report-Recommendation is accepted in whole. <u>See</u> 28 U.S.C. § 636(b)(1).

Therefore, it is

ORDERED that

Plaintiff's complaint is DISMISSED without prejudice.

IT IS SO ORDERED.

United States District Judge

Dated: September 15, 2017 Utica, New York.